

# Senate Amendment 3088

PAG LIN

1 1 Amend Senate File 403 as follows:  
1 2 #1. Page 13, by inserting after line 12 the  
1 3 following:  
1 4 <DIVISION \_\_\_\_  
1 5 VIETNAM VETERANS BONUS  
1 6 Sec. \_\_\_\_ Section 35A.8, Code 2007, is amended by  
1 7 adding the following new subsection:  
1 8 NEW SUBSECTION. 5. a. The executive director  
1 9 shall provide for the administration of the bonus  
1 10 authorized in this subsection. The commission shall  
1 11 adopt rules, pursuant to chapter 17A, as necessary to  
1 12 administer this subsection including but not limited  
1 13 to application procedures, investigation, approval or  
1 14 disapproval, and payment of claims.  
1 15 b. (1) A person who served on active duty for not  
1 16 less than one hundred twenty days in the armed forces  
1 17 of the United States at any time between July 1, 1973,  
1 18 and May 31, 1975, both dates inclusive, and who at the  
1 19 time of entering into active duty service was a legal  
1 20 resident of the state of Iowa, and who had maintained  
1 21 the person's residence in this state for a period of  
1 22 at least six months immediately before entering into  
1 23 active duty service, and was honorably discharged or  
1 24 separated from active duty service, or is still in  
1 25 active service in an honorable status, or has been  
1 26 retired, or has been furloughed to a reserve, or has  
1 27 been placed on inactive status is entitled to receive  
1 28 from moneys appropriated for that purpose the sum of  
1 29 seventeen dollars and fifty cents for each month that  
1 30 the person was on active duty service in the Vietnam  
1 31 service area, within the dates specified in this  
1 32 subparagraph, if the veteran earned either a Vietnam  
1 33 service medal or an armed forces expeditionary medal=  
1 34 Vietnam or can otherwise establish service in the  
1 35 Vietnam service area during that period. Compensation  
1 36 under this subparagraph shall not exceed a total sum  
1 37 of five hundred dollars. Compensation for a fraction  
1 38 of a month shall not be considered unless the fraction  
1 39 is sixteen days or more, in which case the fraction  
1 40 shall be computed as a full month.  
1 41 (2) A person otherwise qualified under this  
1 42 paragraph "b" except that the person did not earn  
1 43 either a Vietnam service medal or an armed forces  
1 44 expeditionary medal=Vietnam, and did not serve in the  
1 45 Vietnam service area during the period between July 1,  
1 46 1973, and May 31, 1975, both dates inclusive, is  
1 47 entitled to receive from moneys appropriated for that  
1 48 purpose the sum of twelve dollars and fifty cents for  
1 49 each month that the person was on active duty service,  
1 50 within the dates specified in subparagraph (1).  
2 1 Compensation under this subparagraph shall not exceed  
2 2 a total sum of three hundred dollars. Compensation  
2 3 for a fraction of a month shall not be considered  
2 4 unless the fraction is sixteen days or more, in which  
2 5 case the fraction shall be computed as a full month.  
2 6 (3) A person is not entitled to compensation  
2 7 pursuant to this subsection if the person received a  
2 8 bonus or compensation similar to that provided in this  
2 9 subsection from another state.  
2 10 (4) A person is not entitled to compensation  
2 11 pursuant to this subsection if the person was on  
2 12 active duty service after July 1, 1973, and the person  
2 13 refused on conscientious, political, religious, or  
2 14 other grounds, to be subject to military discipline.  
2 15 (5) The surviving unremarried widow or widower,  
2 16 child or children, mother, father, or person standing  
2 17 in loco parentis, in the order named and none other,  
2 18 of any deceased person shall be paid the compensation  
2 19 that the deceased person would be entitled to pursuant  
2 20 to this subsection, if living. However, if any person  
2 21 has died or shall die, or is disabled, from  
2 22 service-connected causes incurred during the period  
2 23 and in the area from which the person is entitled to  
2 24 receive compensation pursuant to this subsection, the

2 25 person or the first survivor as designated by this  
 2 26 subparagraph, and in the order named, shall be paid  
 2 27 five hundred dollars or three hundred dollars,  
 2 28 whichever maximum amount would have applied pursuant  
 2 29 to subparagraph (1) or (2), regardless of the length  
 2 30 of service.  
 2 31 (6) The maximum compensation a person may receive  
 2 32 pursuant to this subsection shall be reduced by the  
 2 33 amount of any Vietnam veterans bonus received from the  
 2 34 state for service prior to July 1, 1973.  
 2 35 c. A person who knowingly makes a false statement  
 2 36 relating to a material fact in supporting an  
 2 37 application under this subsection is guilty of a  
 2 38 serious misdemeanor. A person convicted pursuant to  
 2 39 this subsection shall forfeit all benefits to which  
 2 40 the person may have been entitled under this  
 2 41 subsection.  
 2 42 d. All payments and allowances made under this  
 2 43 subsection shall be exempt from taxation, levy, and  
 2 44 sale on execution.  
 2 45 e. The bonus compensation authorized under this  
 2 46 subsection shall be paid from moneys appropriated for  
 2 47 that purpose.  
 2 48 f. A Vietnam Conflict veterans bonus fund is  
 2 49 created in the state treasury. The Vietnam Conflict  
 2 50 veterans bonus fund shall consist of all moneys  
 3 1 appropriated to the fund to pay the bonus compensation  
 3 2 authorized in this subsection. Notwithstanding  
 3 3 section 12C.7, interest or earnings on investments or  
 3 4 time deposits of the moneys in the Vietnam Conflict  
 3 5 veterans bonus fund shall be credited to the bonus  
 3 6 fund. Section 8.33 does not apply to moneys  
 3 7 appropriated to the Vietnam Conflict veterans bonus  
 3 8 fund.  
 3 9 Sec. \_\_\_\_\_. VIETNAM CONFLICT VETERANS BONUS FUND  
 3 10 APPROPRIATION. There is appropriated from the general  
 3 11 fund of the state to the department of veterans  
 3 12 affairs for the fiscal year beginning July 1, 2006,  
 3 13 and ending June 30, 2007, the following amount, or so  
 3 14 much thereof as is necessary, to be used for the  
 3 15 purpose designated:  
 3 16 For deposit in the Vietnam Conflict veterans bonus  
 3 17 fund:  
 3 18 ..... \$ 500,000  
 3 19 The amount credited to the Vietnam Conflict  
 3 20 veterans bonus fund pursuant to this section is  
 3 21 appropriated to the department to be used for the  
 3 22 purposes of section 35A.8, subsection 5, as enacted in  
 3 23 this division of this Act.>  
 3 24 #2. By renumbering as necessary.  
 3 25  
 3 26  
 3 27 \_\_\_\_\_  
 3 28 LARRY McKIBBEN  
 3 29  
 3 30  
 3 31 \_\_\_\_\_  
 3 32 JAMES A. SEYMOUR  
 3 33 SF 403.701 82  
 3 34 jp/gg/6279